

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

Sergey Gaponyuk,

Plaintiff,

v.

Evgeny Alferov, et al.,

Defendants.

No. 2:23-cv-01317-KJM-JDP

ORDER

Plaintiff Sergey Gaponyuk once again requests further leave from this court to extend the deadline set for early discovery. *See* Mot., ECF No. 22. A plaintiff may request permission to begin discovery before the parties have conferred as required by Federal Rule of Civil Procedure 26. *See Semitool, Inc. v. Tokyo Electron Am., Inc.*, 208 F.R.D. 273, 276 (N.D. Cal. 2002). A court may grant early discovery to ascertain the identity of a Doe defendant under this rule. *Jacobo v. Doe*, No. 22-00672, 2022 WL 2079766, at *2 (E.D. Cal. June 9, 2022). This court has previously granted plaintiff's request to permit additional early discovery. *See* Prior Order at 2–3 (Sept. 17, 2023), ECF No. 17.

Having carefully reviewed plaintiff's motion, *see generally* Mot., the court finds good cause to grant another extension. Plaintiff shall have an **additional ninety (90) days** as of the filing date of this order to conduct early discovery. The court is unlikely to grant any future motion to extend the discovery deadline absent extraordinary circumstances. Plaintiff shall file a

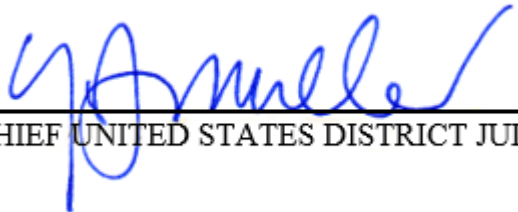
1 further status report on the discovery completed and plaintiff's efforts to locate and serve process
2 on defendants at the conclusion of the discovery period set by this order.

3 Accordingly, the status conference set for November 16, 2023, is hereby **VACATED** and
4 will be reset, if necessary.

5 This order resolves ECF No. 22.

6 IT IS SO ORDERED.

7 DATED: November 6, 2023.

8 
CHIEF UNITED STATES DISTRICT JUDGE